

PENDLETON COUNTY FISCAL COURT

July Term, July 28, 2009

COURT MET PURSUANT TO ADJOURNMENT
With
HONORABLE HENRY BERTRAM, COUNTY JUDGE/EXECUTIVE
Presiding

MEMBERS PRESENT: Bobby Fogle, Gary Veirs, Alan Whaley, Stacey Wells

MEMBERS ABSENT: None

COUNTY ATTORNEY: Jeff Dean

Invocation was given by Squire Whaley, Pledge Allegiance lead by Judge
Bertram

In Re: Agenda

Judge Bertram presented the agenda for this meeting and asked that it be amended to include item 6A, Rebecca Toensmeyer's concerns with a Fire Run. Whereupon Squire Whaley made a motion to accept the agenda as amended, seconded by Squire Wells, motion carried.

In Re: Approval of Minutes

Pendleton County Fiscal Court Clerk, Vicky King, presented a written report from the Fiscal Court meeting of July 14, 2009. Squire Wells stated that on page 225 the words "motion carried" be added to the last paragraph. Squire Fogle made a motion to approve the minutes with this change, seconded by Squire Wells, motion carried.

In Re: Approval of Treasurer's Report

Pendleton County Treasurer, Vicky King, submitted written reports for the month of June and the 4th Quarter of Fiscal Year 2008-2009 at the July 14th, 2009 meeting. Squire Veirs made a motion to accept the treasurer's reports as presented, seconded by Squire Wells, motion carried.

In Re: Rebecca Toensmeyer Concerns with Fire Run

Rebecca Toensmeyer appeared before the Fiscal Court with questions regarding a fire run at her residence on January 22, 2009. She was concerned with the fact that the fire department was dispatched to her location a second time the date of the fire due to round bales of hay that continued to smolder after the initial call. The Falmouth Fire Chief will be asked to attend the Caucus Meeting on August 7th along with Ms. Toensmeyer to discuss this situation. Squire Whaley made a motion to table any decision on this matter until a meeting could be scheduled with the Falmouth Fire Chief, seconded by Squire Well, motion carried.

In Re: Northern Pendleton Ambulance Budget Amendment

Northern Pendleton Fire Department presented an amended budget for Fiscal Year 2009-2010. This was for review only, no action taken.

In Re: Resolution Accepting Permanent Right-Of-Way on Durban Town and Carters Chapel Bridges

Judge Bertram presented the court with a copy of resolutions associated with the acceptance of permanent right-of-way along Jacks Branch-Durbintown Road and Carters Chapel Road Bridges. Squire Veirs made a motion to approve these resolutions as presented, seconded by Squire Whaley. Motion carried.



Steven L. Beshear
Governor

TRANSPORTATION CABINET
Frankfort, Kentucky 40622
www.kentucky.gov

Joseph W. Prather
Secretary

July 20, 2009

The Honorable Henry Bertram
Pendleton County Judge/Executive
Pendleton County Courthouse
Falmouth, Kentucky 41040

Dear Judge Bertram:

The Kentucky Transportation Cabinet will complete the replacement of the county bridge on Durbintown Road over Crooked Creek. To complete this work the Kentucky Transportation Cabinet had to purchase 0.799 acres as Permanent Right of Way in Pendleton County. We are contacting you at this time to clear up ownership issues and initiate discussions on transferring this right of way to Pendleton County.

If the Fiscal Court is in agreement with our request, we will need a resolution (sample enclosed) from the Fiscal Court stating that the County agrees to accept ownership and maintenance responsibility for this right of way described as follows:

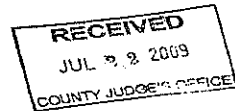
Jacks Branch-Durbintown Road from Station 20+50 to Station 25+75, a distance of approximately 525 feet, and an area of approximately 0.799 acres.

Enclosed is a highlighted copy of the plan sheets for your information. We are pleased to help provide the citizens of Pendleton County with a quality transportation system. If you have any questions, please feel free to contact our office.

Sincerely,
Robert A. Hans, P.E.
Chief District Engineer

Mike Bezold, P.E.
Planning Supervisor

GMB
Enclosures
cc: Carol Brent



KentuckyUnbridledSpirit.com



An Equal Opportunity Employer M/F/D

RESOLUTION _____

COUNTY OF PENDLETON COUNTY

WHEREAS, the Kentucky Transportation Cabinet has reconstructed Jacks Branch-Durbintown Road Bridge in Pendleton County; and

WHEREAS, this Construction required the acquisition of Permanent Right of Way; and

WHEREAS, this Right of Way is for the maintenance and construction of a county road.

NOW THEREFORE, the Pendleton County Fiscal Court resolves that the County will accept title to ownership and maintenance responsibility for area described below:

DESCRIPTION:

Jacks Branch-Durbintown Road from Station 20+50 to Station 25+75, a distance of approximately 525 feet, and an area of approximately 0.799 acres.

A vote was taken on this resolution; the result is as follows:

AYES

NAYS

Signed and adopted this _____ day of _____, 2009 by the
Pendleton County Fiscal Court, Pendleton County, Kentucky.

Judge-Executive Pendleton County, Kentucky

Attest by: _____



Steven L. Beshear
Governor

TRANSPORTATION CABINET
Frankfort, Kentucky 40622
www.kentucky.gov

Joseph W. Prather
Secretary

July 20, 2009

The Honorable Henry Bertram
Pendleton County Judge/Executive
Pendleton County Courthouse
Falmouth, Kentucky 41040

Dear Judge Bertram:

The Kentucky Transportation Cabinet will complete the replacement of the county bridge on Carters Chapel Road over Sellers Branch. To complete this work the Kentucky Transportation Cabinet had to purchase 1.32 acres as Permanent Right of Way in Pendleton County. We are contacting you at this time to clear up ownership issues and initiate discussions on transferring this right of way to Pendleton County.

If the Fiscal Court is in agreement with our request, we will need a resolution (sample enclosed) from the Fiscal Court stating that the County agrees to accept ownership and maintenance responsibility for this right of way described as follows:

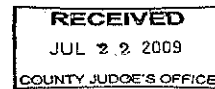
Carters Chapel Road from Station 24+65 to Station 32+50, a distance of approximately 785 feet, and an area of approximately 1.32 acres.

Enclosed is a highlighted copy of the plan sheets for your information. We are pleased to help provide the citizens of Pendleton County with a quality transportation system. If you have any questions, please feel free to contact our office.

Sincerely,
Robert A. Hans, P.E.
Chief District Engineer

Mike Bebold, P.E.
Planning Supervisor

GMB
Enclosures
cc: Carol Brent



KentuckyUnbridledSpirit.com



An Equal Opportunity Employer M/F/D

RESOLUTION _____

COUNTY OF PENDLETON COUNTY

WHEREAS, the Kentucky Transportation Cabinet has reconstructed Carters Chapel Road in Pendleton County; and

WHEREAS, this Construction required the acquisition of Permanent Right of Way; and

WHEREAS, this Right of Way is for the maintenance and construction of a county road.

NOW THEREFORE, the Pendleton County Fiscal Court resolves that the County will accept title to ownership and maintenance responsibility for area described below:

DESCRIPTION:

Carters Chapel Road from Station 24+65 to Station 32+50, a distance of approximately 785 feet, and an area of approximately 1.32 acres.

A vote was taken on this resolution; the result is as follows:

AYES

NAYS

Signed and adopted this _____ day of _____, 2009 by the
Pendleton County Fiscal Court, Pendleton County, Kentucky.

Judge-Executive Pendleton County, Kentucky

Attest by: _____

In Re Set County Tax Rate for 2009

Judge Bertram recommend taking the compensating rate of 15.5 for real property, 15.60 for watercraft and motor vehicles, 2.2 Mental Health tax and 2.5 mental health tax on Watercraft and Motor Vehicles, these amounts will generate the same tax revenues as last year, based on estimates from DLG.

Squire Veirs made a motion to accept the compensating rate of 15.2 on real property, seconded by Squire Fogle, motion carried.

Squire Wells made a motion to leave the county rate of 15.60 on Watercraft and Motor Vehicles, seconded by Squire Whaley, motion carried.

Squire Whaley made a motion to accept the Mental Health compensating rate of 2.2 seconded by Squire Fogle, motion carried.

Squire Whaley made a motion to leave the Mental Health rate of 2.5 on Watercraft and Motor Vehicles, seconded by Squire Veirs, motion carried.




OFFICE OF THE GOVERNOR
DEPARTMENT FOR LOCAL GOVERNMENT

Steven L. Beshear
Governor

1024 Capital Center Drive, Suite 340
Frankfort, Kentucky 40601
Phone (502) 573-2382
Fax (502) 573-2939
Toll Free (800) 346-5606
www.dlg.ky.gov

Tony Wilder
Commissioner

TO: The Honorable Henry W. Bertram
Pendleton County Judge/Executive

FROM:  Junior Wright
State Local Finance Officer

DATE: July 20, 2009

SUBJECT: 2009 Assessment Information

The certification of ad valorem tax rates and revenue in accordance with KRS 68.245 through 68.249 for your county is attached.

The assessments to be used for advertising purposes are as follows:

Real Estate	530,103,346
Tangible Personal Property	30,233,248
Public Service Companies (Real Estate)	8,764,854
Public Service Companies (Personal)	54,602,608
Distilled Spirits	0
Insurance Shares	0
Motor Vehicles	79,623,389
Watercraft (See KRS 132.438)	2,090,794
Tobacco in Storage	0
Other Agricultural Products	0
Aircraft (Recreational & Non-Commercial)	566,285 **
Watercraft (Non-Commercial)	0
Inventory in Transit* (See KRS 132.099)	0

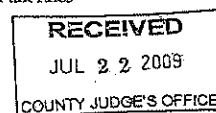
*Inventory in Transit is exempted from local tax and is not included in Tangible Personal Property. Unless action is taken by a special taxing district to exempt, Inventory in Transit is taxed.

**Tangible items not included in Tangible Personal Property. May be taxed or exempted at local option.

If you have not sent a copy of your adopted budget to this office previously, after adoption of tax rates and adoption of the budget, please send a copy to this office.

cc: County Clerk

KentuckyUnbridledSpirit.com



An Equal Opportunity Employer M/F/D

2009

Rate Calculation Worksheet		Pendleton	
Applicable to Counties, Special Taxing Districts and Cities		Fiscal Court	
Information Needed:			
1) 2008 Actual Tax Rate (per \$100) Real Property		15.20	
2) 2008 Actual Tax Rate (per \$100) Personal Property		15.60	
3) 2008 Total Property Subject to Rate		629,925,247	
4) 2008 Real Property Subject to Rate		543,024,794	
5) 2009 Total Property Subject to Rate		623,704,036	
6) 2009 Real Property Subject to Rate		538,868,180	
7) 2009 New Property (KRS 132.010)		-7,709,049	
8) 2009 Increase in HEX, 2009 over 2008		3,743,350	
9) 2008 Personal Property Subject to Rate		86,900,453	
10) 2009 Personal Property Subject to Rate		84,833,856	
11) 2008 Motor Vehicle Assessment		89,850,268	
12) 2009 Motor Vehicle Assessment		79,623,389	
13) 2008 Watercraft Assessment		2,358,303	
14) 2009 Watercraft Assessment		2,090,794	
I. Compensating Rate for 2009 (KRS 132.010(6)):			
543,024,794	divided by 100	multiplied by	15.20
Item 4		Item 1	=
			825,398
			A
825,398	divided by	546,577,229	multiplied by 100
A		Item 6 minus Item 7	=
			15.20
			Rate I (Round up)
			15.1012
Check for minimum revenue limit on compensating rate for 2009 (KRS 132.010(6)):			
623,704,036	divided by 100	multiplied by	15.20
Item 5		Rate I	=
			948,030
			Total 2009 Revenue
543,024,794	divided by 100	multiplied by	15.20
Item 4		Item 1	=
			825,398
			2008 Revenue (RE)
86,900,453	divided by 100	multiplied by	15.60
Item 9		Item 2	=
			135,565
			2008 Revenue (PP)
			960,962
			Grand Total 2008 Revenue
960,962	divided by	623,704,036	multiplied by 100
Total 2008 Revenue		Item 5	=
			15.5
			Substitute for Rate I (Round up)
			15.407
II. Rate Allowing 4% Increase in Revenue from Real Property (KRS 68.245(6)):			
546,577,229	divided by 100	multiplied by	15.50
Item 6 minus Item 7		Rate I	=
			847,195
			B
847,195	multiplied by 1.04	divided by	546,577,229
B		Item 6 minus Item 7	=
			16.10
			Rate II (Round Down)
			16.1200

County Pendleton
Mental Health District
COMMONWEALTH OF KENTUCKY
Department of Local Government
Division of Financial Services

Permissible Ad Valorem Tax Revenue 2009-10

2008 ASSESSED VALUE OF PROPERTY SUBJECT TO FULL LOCAL RATES	
Line 1. Real Estate	522,325,615
Line 2. Tangible (Personalty)	35,459,300
Line 3. P.S. Corporation - Real Estate	20,689,179
Line 4. P.S. Corporation - Tangible (Personalty)	51,441,153
Line 5. Distilled Spirits (Personalty)	0
Line 6. Net Change in Homestead Exemptions	
2009	41,430,935
- 2008	37,687,585
Line 7. Total (Line 1 through Line 6)	626,181,897
2009 NET ASSESSMENT GROWTH	
Line 8. Real Estate	7,295,785
Line 9. New Property FVA	4,215,296
PSC	-11,924,845
Line 10. Tangible (Personalty)	-7,709,049
Line 11. P.S. Corporation - Real Estate	-5,226,052
Line 12. P.S. Corporation - Tangible (Personalty)	0
Line 13. Distilled Spirits (Personalty)	3,161,458
Line 14. Total Growth (Line 8 through Line 13)	0
Line 15. Total Assessed Value Subject to Full Local Rates (Line 7 plus Line 14)	-2,477,861
	623,704,036

REAL PROPERTY	
Compensating Rate*	2.2
Revenue	118,551
4% Increase**	2.2
Revenue	118,551

I hereby certify the above local ad valorem tax rates and revenue for real property to Pendleton County in accordance with KRS 68.245 this the 20th day of July, 2009.

Jason Wright
State Local Finance Officer

WATER MOTOR CRAFT VEHICLES	
Informational Only	2.50 2.50
Revenue	523 19,906

* No hearing required - no recall
** Hearing required - no recall

2007

County Pendleton
Fiscal Court

COMMONWEALTH OF KENTUCKY
Department of Local Government
Division of Financial Services

Permissible Ad Valorem Tax Revenue 2009-10

2008 ASSESSED VALUE OF PROPERTY SUBJECT TO FULL LOCAL RATES

Line 1. Real Estate		522,335,618
Line 2. Tangible (Personalty)		38,459,300
Line 3. F.S. Corporation - Real Estate		20,689,179
Line 4. F.S. Corporation - Tangible (Personalty)		81,441,158
Line 5. Distilled Spirits (Personalty)		0
Line 6. Net Change in Homestead Exemptions		
2009	41,430,935	
- 2008	37,687,585	
		3,743,350
Line 7. Total (Line 1 through Line 6)		626,181,897

2009 NET ASSESSMENT GROWTH

Line 8. Real Estate		7,295,785
Line 9. New Property PVA	4,215,296	
FSC	-11,924,345	
		-7,709,049
Line 10. Tangible (Personalty)		-5,226,052
Line 11. F.S. Corporation - Real Estate		0
Line 12. F.S. Corporation - Tangible (Personalty)		3,161,458
Line 13. Distilled Spirits (Personalty)		0
Line 14. Total Growth (Line 8 through Line 13)		-2,477,861
Line 15. Total Assessed Value Subject to Full Local Rates (Line 7 plus Line 14)		623,704,036

REAL PROPERTY

Compensating Rate*	15.5
Revenue	835,246
4% Increase**	16.1
Revenue	867,578

I hereby certify the above local ad valorem tax rates and revenue for real property to Pendleton County in accordance with KRS 68.245 this the 20th day of July, 2009.

Janice W. Wright
State Local Finance Officer

	<u>WATER CRAFT</u>	<u>MOTOR VEHICLES</u>
Informational Only	15.60	15.60
Revenue	3,262	124,212

* No hearing required - no recall
** Hearing required - no recall

In Re: Update Butler First Responder Agreement

County Attorney Dean is reviewing this agreement and will bring his findings to the Fiscal Court at a later date. This was informational only, no action taken.

In Re: Update Road Tax District Ordinance

Judge Bertram is working on this Ordinance and will present it to the Fiscal Court at a later date. This was informational only, no action taken.

In Re: Approve Emergency Budget Amendment

Judge Bertram presented the court with an emergency budget amendment for unbudgeted receipts from surplus from prior years to the following funds: General, Road, Jail, LGEA, Ambulance, 911, HRA and Mental Health. Squire Whaley made a motion to approve this amendment as presented, seconded by Squire Wells, motion carried.

Public Notice

An Emergency Ordinance Amending the Pendleton County Budget For Fiscal Year 2009-2010 to include unbudgeted receipts From surplus from prior years to the General, Road, Jail, LGEA, Ambulance, 911, HRA and Mental Health Funds in the amount Of \$1,082,243.86 was read at a regular scheduled Fiscal Court Meeting on Tuesday, July 28th, 2009 at 7 p.m. in Falmouth, Kentucky. A copy of this Emergency Ordinance with full text is available for Public inspection at the office of the County Judge/Executive during Normal business hours.

Ordinance

Pendleton County Fiscal Court

Amendment

Budget Amendment

AN ORDINANCE relating to the Fiscal Year 2009-2010 annual budget and amendment thereof. Whereas the Pendleton County Fiscal Court has realized unbudgeted receipts from the following funds. Be it ordained by the Pendleton County Fiscal Court of the Commonwealth of Kentucky:

Section One: The budget for Fiscal Year 2009-2010 is amended to:
Increase/Decrease the receipts of the General,Road,,Jail,L.G.E.A.,Ambulance,911 Fund,HRA by \$1,082,243.86 to include unbudgeted receipts from:

A. Receipts

Fund	Account No.	Description	Amount
General	01-4901- -	SURPLUS FROM PRIOR YEAR	\$693,827.31
Road	02-4901- -	SURPLUS FROM PRIOR YEAR	\$120,837.53
Jail	03-4901- -	SURPLUS FROM PRIOR YEARS	\$4,903.68
L.G.E.A.	04-4901- -	SURPLUS FROM PRIOR YEAR	\$136,168.36
Ambulance	09-4901- -	AMBULANCE SURPLUS FUND	\$88,386.00
911 Fund	75-4901- -	911 SURPLUS FUNDS	\$10,737.52
HRA	77-4901- -	PRIOR YEAR SURPLUS	\$827.74
MH/MR Fund	88-4901- -	SURPLUS - MH/MR	\$26,555.72
Total Amended Revenues			\$1,082,243.86

B. Approp.

Fund	Account No.	Description	Amount
MH/MR Fund	88-5233-343-	GENERAL HEALTH - MH/MR	\$26,555.72
Road	02-6105-447-	ROAD MATERIALS	\$120,837.53
General	01-9200-999-	RESERVE FOR TRANSFERS	\$693,827.31
Jail	03-9200-999-	RESERVE FOR TRANSFER	\$4,903.68
L.G.E.A.	04-9200-999-	RESERVE FOR TRANSFERS	\$136,168.36
Ambulance	09-9200-999-	RESERVES FOR TRANSFERS	\$88,386.00
911 Fund	75-9200-999-	RESERVE FOR TRANSFERS	\$10,737.52
HRA	77-9400-299-	HEALTH REIMBURSEMENT ACCOUNT	\$827.74
Total Amended Appropriations			\$1,082,243.86

Ordinance

Pendleton County Fiscal Court

Amendment

Budget Amendment

Section Two: The amounts adjusting the revenue and appropriation accounts in Section One are for governmental purposes.

EMERGENCY AMENDMENT

This Budget Ordinance Amendment was duly adopted by the Pendleton County Fiscal Court, Commonwealth of Kentucky, on this the ____ day of _____

Henry Bertram, County Judge/Executive

In Re: Accept Bid on Life Pack 12 Monitors

A bid opening was held on July 21, 2009 in the office of the Judge Executive for Lifepak monitors. Only one bid was received and that bid was from Physio-Control, Inc. in the amount of \$36,482.59. Squire Wells made a motion to approve the bid as presented, seconded by Squire Fogle, motion carried.



Physio-Control, Inc.
11811 Willows Road NE, P.O. Box 27006, Redmond, WA 98052
Tel 425.867.4000 Toll-free 800.442.1142
www.physio-control.com

July 17, 2009

Pendleton County Ambulance
Attn: County Judge/Executive
233 Main Street
Falmouth, KY 41040

Re: Bid for LIFEPAK Monitors

Dear County Judge/Executive,

Thank you for this opportunity to respond to the defibrillator/monitor needs of the Pendleton County ALS Ambulances. Physio Control, Inc. presents the following bid for your consideration:

As you have been informed the LIFEPAK 12 is no longer available for sale. In its place we are pleased to offer you the LIFEPAK® 15 monitor/defibrillator which meets or exceeds all of the specifications as required by your invitation to bid. As compared to the LIFEPAK 12, the LIFEPAK 15 features have been enhanced in multiple areas. Some of those enhancements include the following:

- Lithium-ion batteries which do not require conditioning and last longer than the NiCd and SLA batteries used in the 12.
- 8.4 inch display with Color Display and SunVue mode.
- Durability
- CPR Metronome

Please refer to quote # 1-136278723 for pricing on the LIFEPAK 15 including discounts for trade in of old devices and optional accessories.

Complete Specifications and Data Sheets for the LIFEPAK® 15 Defibrillator/Monitor are enclosed for further illustration of the added benefits of the LIFEPAK 15. Please visit our website at www.physiocontrol.com for additional information about our LIFEPAK product lines, ADAPTIV™ biphasic technology and Physio-Control's industry leading 24 hour/7days per week Customer Support Network.

Physio-Control pioneered external defibrillation over 50 years ago and today is the world market leader in external defibrillators. We are passionate about the life saving tools we offer and appreciate the opportunity to share with you the unique features, technology and service benefits of Physio-Control and the LIFEPAK 15. Please contact me should you have any questions or concerns.

Sincerely,

Bill Welch

Bill Welch
Sales Representative
Physio-Control, Inc.
11811 Willows Road NE
Redmond, WA 98052-2003
Cell: 859.559.8934
Fax: 859.353.5861

Advertisement For Bids

The Pendleton County Fiscal Court is taking bids for two Physio Control Life Pack 12 Monitors to be used by Pendleton County ALS ambulances. Specifications for these monitors may be picked up at the office of the County Judge/Executive, 233 Main St., Falmouth, Ky, 41040 during normal business hours. Bids will be accepted at the County Judge's office, 233 Main Street, Falmouth, 41040, until 2:00 PM July 21, 2009. Bids will be opened in the office of the County Judge/Executive at the time and place identified above. No faxed bids accepted and all bids shall be marked "Bids". Fiscal Court reserves the right to reject any or all bids.



Physio-Control, Inc.
11811 Willows Road NE
P.O. Box 97023
Redmond, WA 98073-9723 U.S.A
www.physio-control.com
www.medtronic.com
tel 800.442.1142
fax 800.732.0956

To: Philip Hart
Director
Pendleton Co Ambulance
PO Box 10
FALMOUTH, KY 41040
Phone: (859) 391-9813
Fax: (859) 684-6851
philiphart@yahoo.com

Quote#: 1-138278723
Rev#: 1
Quote Date: 07/17/2009
Sales Consultant: William Welch
800-442-1142 x 72453
Redmond, WA
FOB:
Terms: Net 30, all quotes subject to credit approval and the following terms & conditions
Exp Date: 09/15/2009

LP12-LP15 Promo (RP-15SUM)
TRADE-IN SERIAL NUMBERS: 34220121 &
3441462
Contract: None

Line	Catalog # / Description	Qty	List Price	Unit Disc	Trade-In	Unit Price	Ext Total
1	89577-000051 - LP15 MONITOR/DEFIB, CPR, Face, to 360J, SPO2, 12L GL, NIBP, CO2, Trend	2	\$20,395.00	\$4,409.25	\$8,088.75	\$15,009.00	\$31,008.00
2	41577-000012 - LP15 SHIP KIT	2	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
3	11506-000091 - EDGE SYSTEM ELECTRODES WITH QUIK-COMBO CONNECTOR	4	\$37.00	\$37.00	\$0.00	\$0.00	\$0.00
4	21330-001305 - TEST LOAD	2	\$54.00	\$54.00	\$0.00	\$0.00	\$0.00
5	11577-000004 - STATION BATTERY CHARGER	1	\$1,495.00	\$224.25	\$0.00	\$1,270.75	\$1,270.75
6	21330-001176 - LI-IION BATTERY 5.7 AMP HOUR CAPACITY	8	\$379.00	\$110.54	\$0.00	\$250.46	\$2,075.68
7	11577-000002 - KIT - CARRY BAG, MAIN BAG	2	\$250.00	\$37.50	\$0.00	\$212.50	\$425.00
8	11577-000001 - KIT - CARRY BAG, SHOULDER STRAP	2	\$28.00	\$28.00	\$0.00	\$0.00	\$0.00
9	11577-000001 - KIT - CARRY BAG, REAR POUCH	2	\$55.00	\$9.75	\$0.00	\$55.25	\$110.50
10	11171-000017 - LNCS DCI, Adult SpO2 Sensor reusable	2	\$270.00	\$40.50	\$0.00	\$229.50	\$459.00
11	11996-000021 - Small Child Cuff, 7x21cm Reusable	2	\$21.00	\$3.15	\$0.00	\$17.85	\$35.70

2

Quote#: 1-138278723
Rev#: 1
Quote Date: 07/17/2009

Quote Products (continued)

Line	Catalog # / Description	Qty	List Price	Unit Disc	Trade-In	Unit Price	Ext Total
12	11996-000025 - Large Adult Cuff, 16x42cm Reusable	2	\$29.00	\$4.35	\$0.00	\$24.65	\$49.30

SUB TOTAL \$36,423.93
ESTIMATED TAX \$0.00
ESTIMATED SHIPPING & HANDLING \$58.66
GRAND TOTAL \$36,482.59

Trade-In Detail
Product Qty Unit Value Total Value
Pricing Summary Totals
List Price: \$64,959.00
Trade-ins: - \$17,873.50
Cash Discounts: - \$10,581.57
Tax + S&H: + \$58.66
GRAND TOTAL FOR THIS QUOTE \$36,482.59

TO PLACE AN ORDER, PLEASE FAX A COPY OF THE QUOTE AND PURCHASE ORDER TO: # 800-732-0956, ATTN: REP SUPPORT

PHYSIO-CONTROL, INC. REQUIRES WRITTEN VERIFICATION OF THIS ORDER. A PURCHASE ORDER IS REQUIRED ON ALL ORDERS \$10,000 OR GREATER BEFORE APPLICABLE FREIGHT AND TAXES. THE UNDERSIGNED IS AUTHORIZED TO ACCEPT THIS ORDER IN ACCORDANCE TO THE TERMS AND PRICES DENOTED HEREIN. SIGN TO THE RIGHT:

CUSTOMER APPROVAL (AUTHORIZED SIGNATURE)
NAME
TITLE
DATE

Ref. Code: AW/10700702/1-29XUM0

Notes:

TAXES, SHIPPING AND HANDLING FEES ARE ESTIMATES ONLY AND ARE SUBJECT TO CHANGE AT THE TIME OF ORDER. SHIPPING AND HANDLING ESTIMATE APPLIES TO GROUND TRANSPORT ONLY.

ABOVE PRICING VALID ONLY IF QUOTE IS PURCHASED IN ITS ENTIRETY. (OPTIONAL ITEMS NOT REQUIRED). IF QUOTE REFLECTS TRADE-IN VALUES, CUSTOMER ASSUMES RESPONSIBILITY FOR SHIPMENT OF TRADE-IN UNITS TO PHYSIO-CONTROL, INC.

ITEMS LISTED ABOVE AT NO CHARGE ARE INCLUDED AS PART OF A PACKAGE DISCOUNT THAT INVOLVES THE PURCHASE OF A BUNDLE OF ITEMS. CUSTOMER IS SOLELY RESPONSIBLE FOR APPROPRIATELY ALLOCATING THE DISCOUNT EXTENDED ON THE BUNDLE WHEN FULFILLING ANY REPORTING OBLIGATIONS IT MIGHT HAVE.

Until further notice, Physio-Control is limiting shipments of the following products: LIFEPAK® 12 defibrillator/monitor, LIFEPAK 20 defibrillator/monitor, LIFEPAK 500 defibrillators, LIFEPAK 1000 defibrillator and LIFEPAK® RS Resolving Station. In addition, Physio-Control has suspended shipments of LIFEPAK CR® Plus AED and LIFEPAK EXPRESS® AED and some upgrades until further notice. At this time, Physio-Control is not able to provide estimated delivery dates.

We are committed to providing customers with updated product and shipping information.

If you place an order based on this quote, when the products become available Physio-Control will contact you to confirm your order. At that time you may elect to (1) proceed with your order, (2) cancel all or part of your order (3) request a revised quote.

3

TERMS OF SALE
General Terms

Physio-Control, Inc. acceptance of the Buyer's order is expressly conditioned on the Buyer's assent to the terms set forth in this document and its attachments. Physio-Control, Inc. agrees to furnish the goods and services ordered by the Buyer only on these terms, and the Buyer's acceptance of any portion of the goods and services covered by this document shall confirm their acceptance by the Buyer. These terms constitute the complete agreement between the parties and they shall govern any conflicting or ambiguous terms on the Buyer's purchase order or on other documents submitted to Physio-Control, Inc. by the Buyer. These terms may only be revised or amended by a written agreement signed by an authorized representative of both parties.

Pricing

Unless otherwise indicated in this document, prices of goods and services covered by this document shall be Physio-Control, Inc. standard prices in effect at the time of delivery. Prices do not include freight insurance, freight forwarding fees, taxes, duties, import or export permit fees, or any other similar charge of any kind applicable to the goods and services covered by this document. Sales or use taxes on domestic (USA) deliveries will be invoiced in addition to the price of the goods and services covered by this document unless Physio-Control, Inc. receives a copy of a valid an exemption certificate prior to delivery. Please forward your tax exemption certificate to the Physio-Control, Inc. Tax Department, P.O. Box 97006, Redmond, Washington 98073-9706.

Payment

Unless otherwise indicated in this document or otherwise confirmed by Physio-Control, Inc. in writing, payment for goods and services supplied by Physio-Control, Inc. shall be subject to the following terms:

Domestic (USA) Sales - Upon approval of credit by Physio-Control, Inc., 100% of Invoice due thirty (30) days after invoice date.

International Sales - Sight draft or acceptable (confirmed) irrevocable letter of credit.

Physio-Control, Inc. may change the terms of payment at any time prior to delivery by providing written notice to the Buyer. Physio-Control, Inc. reserves the right to charge a 15% restocking fee for returns.

Delivery

Unless otherwise indicated in this document, delivery shall be FOB Physio-Control, Inc. point of shipment and title and risk of loss shall pass to the Buyer at that point. Partial deliveries may be made and partial invoices shall be permitted and shall become due in accordance with the payment terms. In the absence of shipping instructions from the Buyer, Physio-Control, Inc. will obtain transportation on the Buyer's behalf and for the Buyers account.

Delays

Delivery dates are approximate. Physio-Control, Inc. will not be liable for any loss or damage of any kind due to delays in delivery or non-delivery resulting from any cause beyond its reasonable control, including but not limited to, acts of God, labor disputes, the requirements of any governmental authority, war, civil unrest, terrorist acts, delays in manufacture, obtaining any required license or permit, and Physio-Control, Inc. inability to obtain goods from its usual sources. Any such delay shall not be considered a breach of Physio-Control, Inc. and the Buyer's agreement and the delivery dates shall be extended for the length of such delay.

Inspection

Claims by the Buyer for damage to or shortages of goods delivered shall be made within thirty (30) days after shipment by providing Physio-Control, Inc. with written notice of any deficiency. Payment is not contingent upon immediate correction of any deficiencies and Physio-Control, Inc. prior approval is required before the return of any goods to Physio-Control, Inc..

Warranty

Physio-Control, Inc. warrants its products in accordance with the terms of the standard Physio-Control, Inc. product warranty applicable to the product to be supplied, and the remedies provided under such warranty shall be the Buyers sole and exclusive remedies. Physio-Control, Inc. makes no other warranties, express or implied, including, without limitation, NO WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE, AND IN NO EVENT SHALL PHYSIO-CONTROL, INC. BE LIABLE FOR INCIDENTAL, CONSEQUENTIAL, SPECIAL OR OTHER DAMAGES.

Patent & Indemnity

Upon receipt of prompt notice from the Buyer and with the Buyer's authority and assistance, Physio-Control, Inc. agrees to defend, indemnify and hold the Buyer harmless against any claim that the Physio-Control, Inc. products covered by this document directly infringe any United States of America patent.

Miscellaneous

- a) The Buyer agrees that products purchased hereunder will not be reshipped or resold to any persons or places prohibited by the laws of the United States of America.
- b) Through The purchase of Physio-Control, Inc. products, the Buyer does not acquire any interest in any tooling, drawings, design information, computer programming, patents or copyrighted or confidential information related to said products, and the Buyer expressly agrees not to reverse engineer or decompile such products or related software and information.
- c) The rights and obligations of Physio-Control, Inc. and the Buyer related to the purchase and sale of products and services described in this document shall be governed by the laws of the State of Washington, United States of America. All costs and expenses incurred by the prevailing party related to enforcement of its rights under this document, including reasonable attorneys fees, shall be reimbursed by the other party.

In Re: Budget Account Transfers

Judge Bertram presented and read the Budget Account Transfers, whereupon Squire Veirs made a motion, seconded by Squire Whaley that the following Budget Account Transfers be accepted and approved as presented, motion carried.

**PENDLETON COUNTY FISCAL COURT
TUESDAY JULY 28, 2009
7:00 PM
COURT ORDER TRANSFERS**

General Fund

Transfer from (01-9200-999) Reserve for Transfers to the following accounts:

01-5126-441	Homeland Security Machinery & Equipment	\$32,000.00
01-9100-332	Legal Fees	\$ 5,000.00

Henry W. Bertram
Pendleton County Judge/Executive

Date: _____

Vicky J. King
Fiscal Court Clerk

Date: _____

In Re: Payment of Claims

Judge Bertram Presented and reviewed the Payment of Claims. Whereupon a motion was made by Squire Whaley, seconded by Squire Fogle, that the following claims be allowed and ordered paid out of the following funds, motion carried.

**Pendleton County Fiscal Court
Voucher Claims Register**

General Fund
From: 07/28/2009 To: 07/28/2009

Batch	Account No.	Account Name	Invoice	P.O. No.	Claim Description	Amount
Vendor SURPLUS KENTUCKY STATE TREASURER						
Voucher No.	01-1150				Voucher Date	07/28/2009
01-0128	01-5001-445-	CO. JUDGE/EXEC., OFFICE SUPPLIES	F46788	668357	OFFICE SUPPLIES	125.00
01-0128	01-5025-489-	OTHER SUPPLIES	SS028394	668357	FISCAL COURT OFFICE SUPPLIES	51.00
		Printed On Check 011702			Voucher Totals	176.00
Vendor OFFICEDEPO OFFICE DEPOT						
Voucher No.	01-1151				Voucher Date	07/28/2009
01-0128	01-5001-445-	CO. JUDGE/EXEC., OFFICE SUPPLIES	481487909001	279420	OFFICE SUPPLIES JUDGES OFFICE	159.87
01-0128	01-5001-445-	CO. JUDGE/EXEC., OFFICE SUPPLIES	481667540001	279428	OFFICE SUPPLIES JUDGES OFFICE	67.66
01-0128	01-5001-445-	CO. JUDGE/EXEC., OFFICE SUPPLIES	480563508001&67001	213851	COUNTY JUDGE OFFICE SUPPLIES	244.63
01-0128	01-5047-445-	TAX ADMINISTRATOR OFFICE SUPPLIES	481487843001	279420	OFFICE SUPPLIES TAX ADMIN.	48.55
01-0128	01-5070-445-	P & Z OFFICE SUPPLIES	481487609001	279420	OFFICE SUPPLIES P&Z ADMIN	7.50
		Printed On Check 011703			Voucher Totals	528.33
Vendor MODERN LEA MODERN LEASING						
Voucher No.	01-1152				Voucher Date	07/28/2009
01-0128	01-5001-445-	CO. JUDGE/EXEC., OFFICE SUPPLIES	6739557607	279438	COPIER LEASE JUDGES OFFICE	425.83
		Printed On Check 011704			Voucher Totals	425.83
Vendor HENRY BERT HENRY BERTRAM						
Voucher No.	01-1153				Voucher Date	07/28/2009
01-0128	01-5001-563-	CO. JUDGE/EXEC., POSTAGE		279417	REIMBURSEMENT FOR POSTAGE	5.54
		Printed On Check 011705			Voucher Totals	5.54
Vendor HENRY BERT HENRY BERTRAM						
Voucher No.	01-1154				Voucher Date	07/28/2009
01-0128	01-5025-569-	REGISTRATION/CONFERENCES		279443	REIMBURSEMENT FOR LODGING AT CONFERENCE	515.48
		Printed On Check 011706			Voucher Totals	515.48
Vendor PEOPLES TR PEOPLES TROPHIES & AWARDS						
Voucher No.	01-1155				Voucher Date	07/28/2009
01-0128	01-5070-445-	P & Z OFFICE SUPPLIES	111	668358	ZONING CHANGE SIGNS	200.00
		Printed On Check 011707			Voucher Totals	200.00
Vendor POST OFFIC U S POST OFFICE						
Voucher No.	01-1156				Voucher Date	07/28/2009
01-0128	01-5070-399-	PLANNING - COMPREHENSIVE		668370	STAMPS 100 @ .44 EA	44.00
		Printed On Check 011708			Voucher Totals	44.00
Vendor BRIANTHOMP BRIAN THOMPSON						
Voucher No.	01-1157				Voucher Date	07/28/2009
01-0128	01-5070-445-	P & Z OFFICE SUPPLIES		279441	REIMBURSEMENT FOR POSTAGE	7.80
		Printed On Check 011709			Voucher Totals	7.80
Vendor INDUSTRIAL PENDLETON CO INDUSTRIAL AUTHORITY						
Voucher No.	01-1158				Voucher Date	07/28/2009
01-0128	01-5070-578-	P & Z UTILITIES		279419	PLANNING & ZONING UTILITIES	50.00
		Printed On Check 011710			Voucher Totals	50.00
Vendor COOPER COOPER WHOLESAL, INC.						
Voucher No.	01-1159				Voucher Date	07/28/2009
01-0128	01-5080-411-	CUSTODIAL SUPPLIES	94505	299443	CUSTODIAL SUPPLIES	68.77
01-0128	01-5088-411-	CUSTODIAL SUPPLIES ANNEX BLDG.	94504	299443	CUSTODIAL SUPPLIES ANNEX BLDG	27.27
		Printed On Check 011711			Voucher Totals	96.04

Page No 1

**Pendleton County Fiscal Court
Voucher Claims Register**

General Fund
From: 07/28/2009 To: 07/28/2009

Batch	Account No.	Account Name	Invoice	P.O. No.	Claim Description	Amount
Vendor BOWLING BOWLING CONSTRUCTION						
Voucher No.	01-1180				Voucher Date	07/28/2009
01-0128	01-5080-571-	COURTHOUSE RENEWALS & REPAIRS	173064	668360	LABOR & MATERIAL FOR COURTHOUSE REPAIRS	4,942.35
		Printed On Check 011712			Voucher Totals	4,942.35
Vendor TERMINIX TERMINIX PROCESSING CENTER						
Voucher No.	01-1181				Voucher Date	07/28/2009
01-0128	01-5080-571-	COURTHOUSE RENEWALS & REPAIRS	268087828	668367	ANNUAL CONTRACT PEST CONTROL COURTHOUSE	582.00
01-0128	01-5088-571-	RENEWALS AND REPAIRS ANNEX BLDG.	268087828	668369	ANNUAL CONTRACT PEST CONTROL FY 09-10 ANNEX	407.40
		Printed On Check 011713			Voucher Totals	989.40
Vendor RUSSELL'S MIKE RUSSELL-RUSSELL'S BLACKTOPPING, LLC						
Voucher No.	01-1182				Voucher Date	07/28/2009
01-0128	01-5080-571-	COURTHOUSE RENEWALS & REPAIRS		279446	COURTHSE& SHERIFF PARKING LOT SEAL COAT & STRIPING	3,150.00
		Printed On Check 011714			Voucher Totals	3,150.00
Vendor MOBILCOM MOBILCOMM INC						
Voucher No.	01-1183				Voucher Date	07/28/2009
01-0128	01-5085-571-	CO PROPERTIES - RENEWALS & REPAIRS	730826	668359	REPLACEMENT PARTS FOR RADIO TOWER	1,512.50
		Printed On Check 011715			Voucher Totals	1,512.50
Vendor BUTLER CITY OF BUTLER						
Voucher No.	01-1184				Voucher Date	07/28/2009
01-0128	01-5120-507-	FIRE DEPARTMENT CONTRIBUTIONS		668374	2009 ANNUAL FIRE TRUCK PAYMENT	5,000.00
		Printed On Check 011716			Voucher Totals	5,000.00
Vendor QUALITY IN QUALITY INN						
Voucher No.	01-1185				Voucher Date	07/28/2009
01-0128	01-5205-574-	ANIMAL CONTROL TRAINING		279434	LODGING G. MAXWELL TRAINING AUG 12-14, 2009	137.86
		Printed On Check 011717			Voucher Totals	137.86
Vendor RECREATION COMMUNITY RECREATION COMMISSION						
Voucher No.	01-1186				Voucher Date	07/28/2009
01-0128	01-5405-107-	RECREATION - SUPER / DIRECTOR		668372	1/2 SALARY RECREATION DIRECTOR JULY	1,603.82
		Printed On Check 011718			Voucher Totals	1,603.82
Vendor PATRICKJOH PATRICK JOHNSON						
Voucher No.	01-1187				Voucher Date	07/28/2009
01-0128	01-5405-407-	RECREATIONAL TRAIL CONSTRUCTION		668363	ATHLETIC PARK TRAIL LABOR	160.00
		Printed On Check 011719			Voucher Totals	160.00
Vendor LOGAN LOGAN LUMBER COMPANY						
Voucher No.	01-1188				Voucher Date	07/28/2009
01-0128	01-5405-407-	RECREATIONAL TRAIL CONSTRUCTION	8033	668364	TRAIL CONSTRUCTION MATERIALS	165.68
		Printed On Check 011720			Voucher Totals	165.68
Vendor SEAN MADER SEAN MADER						
Voucher No.	01-1189				Voucher Date	07/28/2009
01-0128	01-5405-407-	RECREATIONAL TRAIL CONSTRUCTION		668362	TRAIL CONSTRUCTION LABOR	205.00
		Printed On Check 011721			Voucher Totals	205.00
Vendor GENEKEARNS GENE KEARNS						
Voucher No.	01-1170				Voucher Date	07/28/2009
01-0128	01-5420-507-	TOURISM CONTRIBUTIONS		279422	TRAVEL TO REGIONAL TOURISM MEETING 72 MI @ .42 MI	30.24
		Printed On Check 011722			Voucher Totals	30.24

Page No 2

Pendleton County Fiscal Court
Voucher Claims Register

General Fund
From: 07/28/2009 To: 07/28/2009

Batch	Account No.	Account Name	Invoice	P.O. No.	Claim Description	Amount
Vendor BANKOFNEW THE BANK OF NEW YORK TRUST CO., NA						
Voucher No.	01-1171	Vendor			Voucher Date	07/28/2009
01-0128	01-7700-606-	INTEREST ON LEASE - COLT	148	279447	WATER DISTRICT LEASE INTEREST PAYMENT #148	313.52
		Printed On Check 011723			Voucher Totals	313.52
Vendor HARDY TOM HARDY						
Voucher No.	01-1172	Vendor			Voucher Date	07/28/2009
01-0128	01-8011-718-	SITE DEVELOPMENT-NATURE RESERVE LAND		279418	LAWN CARE AT NATURE PRESERVE	225.00
		Printed On Check 011724			Voucher Totals	225.00
Vendor CORS CORS & BASSETT ATTORNEYS						
Voucher No.	01-1173	Vendor			Voucher Date	07/28/2009
01-0128	01-9100-332-	LEGAL FEES	293130	279440	LEGAL SERVICES JUNE	10,321.37
		Printed On Check 011725			Voucher Totals	10,321.37
Vendor MOBILCOM MOBILCOMM INC						
Voucher No.	01-1181	Vendor			Voucher Date	07/28/2009
01-0128	01-5138-441-	HOMELAND SECURITY MACHINERY & EQUIPMET	730727	888354	CAD EQUIP EOC- CMRS GRANT	31,927.44
		Printed On Check 011728			Voucher Totals	31,927.44
Vendor HATTON ROG ROGER HATTON						
Voucher No.	01-1192	Vendor			Voucher Date	07/28/2009
01-0128	01-5080-571-	COURTHOUSE RENEWALS & REPAIRS		888376	REPAIRS TO COURTHOUSE ROOF	932.48
		Printed On Check 011727			Voucher Totals	932.48
26 Vouchers Printed Totalling						63,885.68

Page No 3

Pendleton County Fiscal Court
Voucher Claims Register

Road Fund
From: 07/28/2009 To: 07/28/2009

Batch	Account No.	Account Name	Invoice	P.O. No.	Claim Description	Amount
Vendor MAGO MAGO CONSTRUCTION CO, INC						
Voucher No.	01-1174	Vendor			Voucher Date	07/28/2009
01-0228	02-6105-405-	ASPHALT	47444 & 47487	868371	ASPHALT - GRASSY CREEK ESTATES	29,582.59
01-0228	02-6105-405-	ASPHALT	47337,47461-2&47338	268162	LENNOXBURG,OAK HAVEN & JENKINS	95,980.81
		Printed On Check 005805			Voucher Totals	125,573.40
Vendor HILLTOP HILLTOP STONE LLC						
Voucher No.	01-1175	Vendor			Voucher Date	07/28/2009
01-0228	02-6105-408-	CRUSHED STONE & GRAVEL	858017 & 8555916	299447	CRUSHED STONE & GRAVEL	41.33
		Printed On Check 005806			Voucher Totals	41.33
Vendor TRACTOR SU TRACTOR SUPPLY COMPANY						
Voucher No.	01-1176	Vendor			Voucher Date	07/28/2009
01-0228	02-6105-447-	ROAD MATERIALS		268172	FUEL TANK, FILTER & BASE	378.89
		Printed On Check 005807			Voucher Totals	378.89
Vendor TRUCK & TR TRUCK AND TRAILER SUPPLY						
Voucher No.	01-1177	Vendor			Voucher Date	07/28/2009
01-0228	02-6105-447-	ROAD MATERIALS	KK138740	268158	FFPF LUBRICITY PLUS	135.38
		Printed On Check 005808			Voucher Totals	135.38
Vendor LATONIA LATONIA BLACKTOP SERVICE, LLC						
Voucher No.	01-1178	Vendor			Voucher Date	07/28/2009
01-0228	02-6105-447-	ROAD MATERIALS	892	868358	CLEAN & REPAIRS TO BRIDGE ON VATER ROAD	450.00
		Printed On Check 005809			Voucher Totals	450.00
Vendor BANKOFNEW THE BANK OF NEW YORK TRUST CO., NA						
Voucher No.	01-1179	Vendor			Voucher Date	07/28/2009
01-0228	02-7700-606-	INTEREST ON TRUCK LEASE	14	279448	LEASE PAYMENT #14 DUMP TRUCK	344.59
		Printed On Check 005810			Voucher Totals	344.59
6 Vouchers Printed Totalling						126,923.57

Page No 1

Pendleton County Fiscal Court
Voucher Claims Register

Jail Fund
From: 07/28/2009 To: 07/28/2009

Batch	Account No.	Account Name	Invoice	P.O. No.	Claim Description	Amount
Voucher No. 01-1180		Vendor KEN KELS KEN KELS			Voucher Date 07/28/2009	
01-0328	03-5101-445-	OFFICE SUPPLIES		278421	REIMBURSEMENT FOR MEAL	14.37
01-0328	03-5101-588-	MISCELLANEOUS EXPENSE		214002	REIMBURSEMENT FOR MEAL -TRANSPORT	11.21
		Printed On Check 004923			Voucher Totals	25.58
1 Vouchers Printed Totalling						25.58

Page No 1

Pendleton County Fiscal Court
Voucher Claims Register

L.G.E.A. Fund
From: 07/28/2009 To: 07/28/2009

Batch	Account No.	Account Name	Invoice	P.O. No.	Claim Description	Amount
Voucher No. 01-1181		Vendor JONGOSNEY JON GOSNEY - ELECTRICAL SERVICES			Voucher Date 07/28/2009	
01-0428	04-5135-571-	RENEWALS AND REPAIRS	4358	688368	ELECTRIC FOR PROJECTOR EOC	45.00
		Printed On Check 001213			Voucher Totals	45.00
1 Vouchers Printed Totalling						45.00

Page No 1

Pendleton County Fiscal Court
Voucher Claims Register

Ambulance Fund
From: 07/28/2009 To: 07/28/2009

Batch	Account No.	Account Name	Invoice	P.O. No.	Claim Description	Amount
Voucher No. 01-1183 Vendor PEND EMS PENDLETON COUNTY EMS, INC Voucher Date 07/28/2009						
01-0928	09-5140-303-	AMBULANCE SERVICE		668373	AUGUST AMBULANCE SERVICE CONTRACT	49,083.33
		Printed On Check 001225			Voucher Totals	49,083.33
Voucher No. 01-1184 Vendor OFFICEDEPO OFFICE DEPOT Voucher Date 07/28/2009						
01-0928	09-5140-445-	OFFICE SUPPLIES	481570031001	274254	OFFICE SUPPLIES AMBULANCE QRTS	131.96
		Printed On Check 001228			Voucher Totals	131.96
Voucher No. 01-1185 Vendor LIFESTARRE LIFE STAR RESCUE INC Voucher Date 07/28/2009						
01-0928	09-5140-550-	MEDICAL SUPPLIES	22555	274255	STYKER COT & ACCESSORIES -	5,255.50
		Printed On Check 001227			Voucher Totals	5,255.50
Voucher No. 01-1186 Vendor MOORE MOORE MEDICAL CORP. Voucher Date 07/28/2009						
01-0928	09-5140-550-	MEDICAL SUPPLIES	81073508 EI	274258	MEDICAL SUPPLIES	400.89
		Printed On Check 001228			Voucher Totals	400.89
Voucher No. 01-1187 Vendor SCOTT-GRO SCOTT-GROSS COMPANY, INC. Voucher Date 07/28/2009						
01-0928	09-5140-550-	MEDICAL SUPPLIES	13976958&2130732	279423	MEDICAL SUPPLIES AMBULANCE	493.18
		Printed On Check 001229			Voucher Totals	493.18
Voucher No. 01-1188 Vendor NORTON TIM NORTON AUTO SERVICE L.L.C. Voucher Date 07/28/2009						
01-0928	09-5140-592-	MAINTENANCE & REPAIRS - VEHICLES	175058&17507	274259	VEHICLE MAINTENANCE	204.00
		Printed On Check 001230			Voucher Totals	204.00
Voucher No. 01-1189 Vendor MCCLUSKEY MCCLUSKEY CHEVROLET, INC Voucher Date 07/28/2009						
01-0928	09-5140-592-	MAINTENANCE & REPAIRS - VEHICLES	418434	274256	REPAIRS ON 07 CHEVROLET C5500	480.96
		Printed On Check 001231			Voucher Totals	480.96
7 Vouchers Printed Totalling						56,049.82

Page No 1

Pendleton County Fiscal Court
Voucher Claims Register

911 Fund Fund
From: 07/28/2009 To: 07/28/2009

Batch	Account No.	Account Name	Invoice	P.O. No.	Claim Description	Amount
Voucher No. 01-1190 Vendor MODERN LEA MODERN LEASING Voucher Date 07/28/2009						
01-7528	75-8145-399-	MISCELLANEOUS CONTRACTUAL SERVICE	6739557606	279437	COPIER LEASE DISPATCH	264.35
		Printed On Check 001910			Voucher Totals	264.35
1 Vouchers Printed Totalling						264.35

Page No 1

In Re: Closing Remarks

Squire Veirs reported he has had several calls regarding the upkeep of abandoned property in the county. This will be discussed in greater detail at the next caucus meeting.

Squire Veirs presented the court with a copy of a letter from Superintendent Yost regarding a request for a beer license for an establishment known as Tuty Fruity. Squire Veirs made a motion to support Mr. Yost's position on the denial of this license, seconded by Squire Whaley. Squire Wells stated that he has not received any calls related to this establishment and due to the fact that he just received this information was not ready to support any opinion at this time. Squire Fogle stated that he also needs more information regarding the type of establish this will be.

Squire Veirs made a motion to amend his original motion to state that the Fiscal Court will notify the Dept of Alcoholic Beverage Control of their support regarding the letter from Mr. Yost dated 7-20-2009, Squire Whaley seconded the motion to amend the original motion and stated, "I support the position of Mr. Yost, and feel that it is not only a bad example to our youth, but in my opinion it is also irresponsible of the owners of the establishment to open this type of business in such a location".

A motion was made by Squire Veirs, seconded by Squire Fogle to vote on the original motion as amended, to support Mr. Yost and his position on not granting a beer license to Tutty Fruity, motion carried, Squire Wells voted against the motion at this time.

Tutty Fruity Beer License -- AUGUST 1 DEADLINE

16 B

Subject: Tutty Fruity Beer License -- AUGUST 1 DEADLINE
From: Kay Hammack <hammack@nku.edu>
Date: Mon, 27 Jul 2009 18:01:44 -0400
To: "GaryV" <CAM1969RS@aol.com>, "Judge" <pendjud@fuse.net>, "Leva" <alkidd@fuse.net>, "KHodge" <Zayniegirl04@yahoo.com>, "Vivian" <vkbarrett@fuse.net>, "Tom.McKee" <Tom.McKee@lrc.ky.gov>, "Tonya" <Kev2TonRy@hotmail.com>, "Trisha" <trishlovelace@aol.com>, "RonV" <ronvagedes@yahoo.com>, "Brenda V" <BRENKV@aol.com>, "BillColl" <bilcol@fuse.net>, "DarrinW" <dswx14@yahoo.com>, "Jordy" <rowdysgurl111@aol.com>, "DarrinW" <dswx14@yahoo.com>, "Mel" <melredde@yahoo.com>, "jaime" <jaime@moellman.com>, "Dana" <danawolfe@fuse.net>, "DaleB" <Dale_Bobb@yahoo.com>, "JessieL" <jesloubobb@fuse.net>, "Bonny" <bonnybonar@yahoo.com>, "Jennifer" <JButler@Griffinind.com>, "JHerron" <jeff@pdf123.com>, "miraylanik02" <miraylanik02@yahoo.com>, "DSharp" <dsharp@sharpbenefits.com>, "Debbie" <Deborah.smith@rumpke.com>, "JoEllen Mitchell" <joellen.mitchell@pendleton.kyschools.us>, "K. Staten" <Kelly.Staten@Pendleton.kyschools.us>

Dear Gary and friends --

Attached is the letter Superintendent Yost sent on 7/20/09 to the Ky. Dept. of Alcoholic Beverage Control (ABC) giving urgent and common sense reasons why a beer permit for Tutty Fruity Bar, next to the Recreation Park in Falmouth, should be denied.

There are at least three petitions being circulated against the license. There seem to be varying stories about what city council is saying about the prospects for this license being granted, depending upon who was queried. The deadline for written protests to the ABC is AUGUST 1 !!!! After that, too late.

Tomorrow night, Tuesday, July 27, there will be a discussion about this permit at the Pendleton, Co. Fiscal Court. While it is not on the agenda, those interested in this discussion should get to the meeting by 7:30 PM.

Please read the attached letter by Supt. Yost -- I am emailing this letter to the official in charge at the ABC for granting this license, along with my plea that the license NOT BE granted. I am also emailing it to Katie Stine and Tom McKee with a plea to bring whatever influence they have against the permit, due to the impending damage to our teen youth -- a beer joint next to the parking "hangout" of our teen drivers should not be something we turn our backs on in apathy...it's on all our heads if it is not stopped. We've lost enough youth in driving accidents already...it's too heartbreaking to think of this added peril to their safety!!!!

If you care, get as many people on your email list to forward Supt. Yost's letter (along with your statement asking for the Tutty Fruity, Falmouth KY beer permit to be denied) to the following emails:

Sonya.Semones@ky.gov (ABC permit officer in charge of granting the permit!!!!)

Tom.McKee@lrc.ky.gov
<http://www.lrc.ky.gov/Mailform/S024.htm> Katie Stine's email access

No virus found in this incoming message.
Checked by AVG - www.avg.com
Version: 8.5.392 / Virus Database: 270.13.32/2266 - Release Date: 07/27/09 05:58:00

1 of 3

7/28/2009 7:56 AM



Pendleton County Schools

2525 HWY 27 North
Falmouth, KY 41040
859-654-6911 Fax 859-654-6143

J. Robert Yost

July 20, 2009

Department of Alcoholic Beverage Control
1003 Twilight Tr. A-2
Frankfort, KY. 40601-8400

RE: Retail Beer license Application by Tutty Fruity, Inc.

To Whom It May Concern:

On behalf of the boys and girls of Pendleton County Schools, I am writing to oppose the granting of a Retail Beer license to Tutty Fruity, Inc. in Falmouth, KY. based upon the following reasons:

1. The location of this establishment, 619 Dickerson Lane, Falmouth, KY. is directly across the street from property owned by the Pendleton County Board of Education and is the site of Southern Elementary School, a PK-5 public school in the Pendleton County School district. I believe it to be a poor example for the boys and girls who attend Southern Elementary School to have alcoholic beverages sold in an establishment where 600 boys and girls must pass on a daily basis.
2. The granting of a Retail Beer license at location of Tutty Fruity, Inc., 619 Dickerson Lane, Falmouth, KY. poses a safety hazard to the school buses which bring students to and from school, to the faculty and staff who must come to school on a daily basis, and to the parents, guardians and other school visitors who will attend functions that occur at Southern Elementary School. I believe that individuals consuming alcoholic beverages, and then becoming vehicular drivers near the entrance to the school poses a major safety hazard to all who pass that way.
3. The location of this establishment, 619 Dickerson Lane, Falmouth, KY., is directly across the street from property owned by the Pendleton County Board of Education and used, under the terms of an agreement with the Pendleton County Fiscal Court and the City of Falmouth, KY., as the Pendleton Athletic Park.

[Page 1 of 2]

Don Tetrick Assistant Superintendent	Pamela Harper Curriculum/Instruction	Jeff Aulick Director of Pupil Personnel	Patricia Lynch Special Education	Michele Crowley Technology/CIO
---	---	--	-------------------------------------	-----------------------------------

This facility serves as the home for many of the youth activities provided to boys and girls of all ages by the Recreation Commission of Pendleton County. Youth activities include soccer [pre-school through middle school ages] and football [grade one through six ages] with cheerleaders in the fall and baseball and softball in the spring and summer. Pendleton County High School operates boys' and girls' tennis as well as high school softball on facilities located on this 24 acre tract adjacent to the property that Mr. Bruin is developing.

I believe it to be a poor example for the boys and girls who participate in sporting activities with alcoholic beverages sold in an establishment across the street from the fields on a daily basis. Alcoholic beverages, possession or consumption, are a violation of statute and school policy while individuals are on school property. I believe that the granting of such a license will create a situation in which the local law enforcement officials will need to be called to deal with violators due to the ease of access such a permit will create.

4. Also on that same property owned by the Pendleton County School district used by Southern Elementary School and by the Pendleton Athletic Park activities, the Pendleton County Fair Board owns several facilities. The Fair Board operates a number of youth activities including the annual youth fair, the first week after the Fourth of July. The annual youth fair consists of displays of youth work, livestock shows as well as a carnival.

Again, since Alcoholic beverages, possession or consumption, are a violation of statute and school policy while individuals are on school property, I believe that the granting of such a license will create a situation in which the local law enforcement officials will need to be called to deal with violators due to the ease of access such a permit will create.

5. I also oppose the granting of a Retail Beer license to an establishment with a name that may be more associated with that of an ice cream parlor; while maybe not intended to do so, I think the name of the establishment conveys a message that will be misinterpreted by the youth of our community.

Again, on behalf of the boys and girls of Pendleton County Schools, I am writing to oppose the granting of a Retail Beer license to Tuty Fruity, Inc. in Falmouth, KY.

Respectfully,

J. Robert Yost
Superintendent

P:YOST/Letters/ ABC letter opposing Tuty Fruity 09.07.20

In Re: Adjournment

Squire Wells made a motion, seconded by Squire Whaley that this meeting be adjourned, to meet again in regular session on August 11, 2009, subject to any called meetings, motion carried.

Henry W. Bertram

ATTEST: _____
Pendleton County Fiscal Court Clerk